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In re application of :
Johannes PLATZEK et al. : Examiner: Wells
Serial No.: 09/672,049 ✓ : Art Unit: 1619
Filed: September 29, 2000 :
For: GALENICAL FORMULATIONS

RESPONSE TO ELECTION OF SPECIES

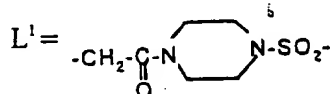
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Election of Species requirement dated 9 April 2002, applicants hereby elect the species which is the product of Example 32, i.e., the formulation that consists of complex I (Gd-GlyMe-DOTA-perfluorooctylsulfonamide) and the compound of Example 11 which is further identified at the heading "Example 11" on page 76 of the specification.

Example 11 falls under the General formula XVI $R^F-L^1-B^2$ in which

$R^F = C_8F_{17}$



$B^2 =$ mannose (monosacharide of claim 25)

Complex I is of the general formula R^F-A (claim 4) $= R^F-L-M$ (claim 5) = general formula XI (claim 16) in which $Z^1 = Gd$; $q = 1$; $p = 0$ and $R^F = C_8F_{17}$. L stands for a direct bond.

Claims 1, 4, 5, 16 and 25 read on the elected species.

The examiner is encouraged to examine the broadest possible scope of invention indicated by the elected species.

I hereby certify that this communication is being deposited
with the U.S. Postal Service as First Class Mail in an envelope
addressed to: Assistant Commissioner of Patents and Trademarks,
Washington, D.C. 20231 On: 5/9/02
Name: JENNIFER S. BOON (JAB)
Signature: Jennifer S. Boon
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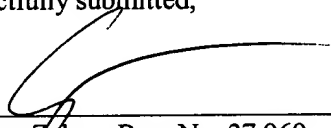
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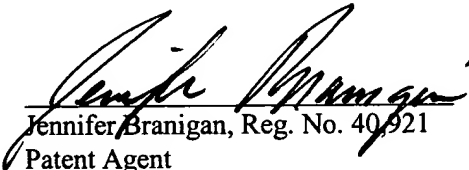
In accordance with M.P.E.P. §803.02, the examiner is reminded that, should no prior art be found which renders the invention of the elected species unpatentable, the search of the remainder of the generic claim(s) should be continued in the same application. It is improper for the PTO to refuse to examine in one application the entire scope of the claims therein unless they lack unity of invention. The generic claims herein have not been alleged to lack unity of invention.

Favorable action is earnestly solicited.

The Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,


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Date: 9 May 2002
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